

JAN 09 2006

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& PRESSER****Fax**

<b>To:</b>	Examiner Musalin B. Hafiz	<b>From:</b>	Leslie S. Szivos
<b>Fax:</b>	(571) 273-8300	<b>Pages:</b>	9 pages (including cover sheet)
<b>Phone:</b>		<b>Date:</b>	January 9, 2006
<b>Re:</b>	U.S. Serial No: 10/710,738 Group Art Unit: 2814 Confirmation No: 4737 Docket No: FIS920040004US1 (17368)	<b>CC:</b>	

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3. Response Under 37 C.F.R. §1.111 (4 pages)
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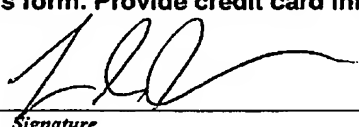
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**JAN 09 2006**

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JAN 09 2006

<b>TRANSMITTAL LETTER</b> <b>(General - Patent Pending)</b>				Docket No. <b>FIS920040004US1 (17368)</b>	
In Re Application Of: <b>Brian Messenger et al.</b>					
Application No. <b>10/710,738</b>	Filing Date <b>July 30, 2004</b>	Examiner <b>Mursalin B. Hafiz</b>	Customer No. <b>23389</b>	Group Art Unit <b>2814</b>	Confirmation No. <b>4737</b>
Title: <b>MANUFACTURABLE RECESSED STRAINED RSD STRUCTURE AND PROCESS FOR ADVANCED CMOS</b>					
<b><u>COMMISSIONER FOR PATENTS:</u></b>					
Transmitted herewith is:  <b>RESPONSE UNDER 37 C.F.R. §1.111</b>					
in the above identified application.					
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<input type="checkbox"/> A check in the amount of _____ is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <b>09-0458/IBM</b> as described below.					
<input type="checkbox"/> Charge the amount of _____					
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<input checked="" type="checkbox"/> Charge any additional fee required.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>					
 _____ <i>Signature</i>					
Dated: <b>January 9, 2006</b>					
Leslie S. Szivos Registration No. 39,394					
SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza, Suite 300 Garden City, New York 11530 (516) 742-4343 (telephone) (516) 742-4366 (facsimile)					
LSS:ar CC:					
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P18A/REV03

JAN 09 2006

**TRANSMITTAL LETTER  
(General - Patent Pending)**Docket No.  
**FIS920040004US1 (17368)**In Re Application Of: **Brian Messenger et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/710,738	July 30, 2004	Mursalin B. Hafiz	23389	2814	4737

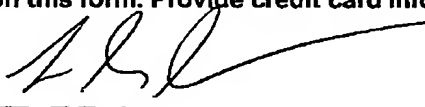
Title: **MANUFACTURABLE RECESSED STRAINED RSD  
STRUCTURE AND PROCESS FOR ADVANCED CMOS**COMMISSIONER FOR PATENTS:

Transmitted herewith is:

**RESPONSE UNDER 37 C.F.R. §1.111**

In the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
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\_\_\_\_\_  
SignatureDated: **January 9, 2006**Leslie S. Szivos  
Registration No. 39,394**SCULLY, SCOTT, MURPHY & PRESSER, P.C.**  
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